

AMENDMENT NO. _____

Signature of Sponsor

AMEND Senate Bill No. 3127

House Bill No. 2949*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting in its entirety the amendatory language of Section 8 and by substituting instead the following:

Section _____. (a) Contracts of coverage entered into by a managed health insurance issuer shall contain provisions assuring continuity of care. Such provisions shall provide that persons who are new enrollees and who are under active care of a health care provider who was a participating health care provider at the time of such person's enrollment but whose contract with the managed health insurance issuer is subsequently terminated, may continue to receive care from such health care provider until the remainder of the enrollee's coverage under the plan or until such plan is renewed by the employer of such employee with such managed health insurance issuer, whichever occurs first. Provided, however, the provisions of the preceding language shall not be construed or implemented in any manner which would result in an enrollee receiving less than the following care:

(1) an enrollee who is under active treatment for a particular injury or sickness, shall be permitted to continue to receive covered benefits from the treating provider for such injury or sickness for a period of one hundred twenty (120) days from the date of notice of termination;

(2) an enrollee who is in the second trimester of pregnancy shall be permitted to continue receiving care with a treating provider until completion of postpartum care;

(3) an enrollee who is being treated at an inpatient facility shall be permitted to remain at the facility until the patient is discharged.

(b)(1) The provisions of subsection (a) shall not apply if a provider who was a

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member of a managed health insurance issuer's network was terminated by the issuer with good cause.

(2) The provisions of subsection (a) shall apply only if the treating health care provider agrees to continue to be bound by the terms, conditions and reimbursement rates of the provider's agreement with the issuer.

(c) Such care shall be provided under the same terms and conditions as provided in the original contract.

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